

REMARKS

As a preliminary matter, Applicant appreciates the Office Action's indication that claims 2-7, 9-12, 15-20, 24-29 and 35-43 would be allowable if rewritten in independent form including all of the features of the base claims and any intervening claims. To expedite prosecution Applicant has amended the claims to include allowable features. Applicant reserves the right to pursue other scopes of claims in subsequent applications.

As another preliminary matter, Applicant is hereby resubmitting the Information Disclosure Statement that was mailed June 17, 2003. The Office Action did not include an initialed copy of Form PTO 1449. Also included is a copy of the stamped postcard indicating receipt by the PTO of the June 17, 2003 Office Action. Copies of the non-patent references are being resubmitted for the Examiner's convenience.

Claims 1, 8 and 31-34 stand rejected under 35 U.S.C. 102(b) as being anticipated by Johnson et al. (U.S. Patent No. 5,345,595).

Johnson et al. purports to disclose an apparatus for detecting potentially fraudulent telecommunication activity. The apparatus includes a digital computer and an interface, operatively connected to the digital computer, for receiving a call information record for each call involving a particular subscriber. The apparatus also includes a comparator operating within the digital computer, for comparing a parameter of the particular subscriber's current usage with a subscriber-specific pattern of the particular subscriber's historical usage. The apparatus also includes an output for outputting an indication of a potentially fraudulent call based upon a result of the comparison performed by the comparator. See Abstract.

Claim 1 has been amended to include the feature of claim 2, which was considered allowable. Claim 8 depends from claim 1 and therefore includes all of the features of claim 1 as amended, plus additional features. Claim 31 was amended to include the features of 35, which was considered allowable. Claims 32-34 depend from claim 31 and therefore include all of the features of amended claim 31 plus additional features. Therefore, Applicant respectfully requests that the rejection to claims 1, 8 and 31-34 be withdrawn.

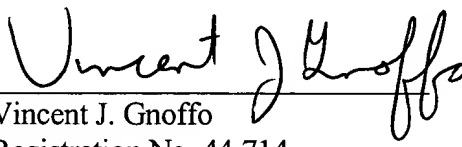
Claims 13, 14, 21-23 and 30 stand rejected under 35 U.S.C. 103(a) as being unpatentable over Johnson et al in view of Dan et al. (U.S. Patent No. 6,519,627).

Dan et al. purports to disclose a disconnected transaction system for pervasive computing devices. The system includes a service provider server, a pervasive computing device, a communication network, and a service contract downloadable from the service provider server to the pervasive computing device over the communication network during a connected mode. The

service contract specifies rules of interaction with a service application associated with the service contract and provides a service provider with a mechanism for validating, upon reconnection to the service provider server, at least one transaction of the service application performed by a user of the pervasive computing device during a disconnected mode. See Abstract.

Claim 13 has been amended to include the features of claim 15 and intervening claim 14. Claim 15 was considered allowable. Claim 21 has been amended to include the features of claim 24 and intervening claim 23. Claim 24 was considered allowable. Claim 22 depends from claim 21 as amended and claim 30 depends from claim 22. Therefore Applicant respectfully requests that that rejection to claims 13, 14, 21-23 and 30 be withdrawn.

Respectfully submitted,



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